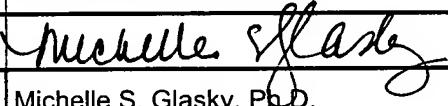


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OPI TRANSMITTAL FORM JAN 10 2006 <small>(to be used for all correspondence after initial filing)</small>		Application Number	10/724,453
		Filing Date	11/28/2003
		First Named Inventor	James C. Peacock III
		Art Unit	3731
		Examiner Name	
Number of Pages in This Submission	3	Attorney Docket Number	53233-00007(formerly 51298-00007)

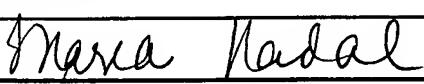
ENCLOSURES (Check all that apply)			
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Postage paid postcard.	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____		
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD		
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Preston Gates & Ellis LLP		
Signature			
Printed name	Michelle S. Glasky, Ph.D.		
Date	11/5/06	Reg. No.	54,124

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	Maria Nadal		
Typed or printed name			Date 11/5/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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Maria Nadal

Maria Nadal

PATENT

Applicant: James C Peacock III
Serial No.: 10/724,453
Filed: 11/28/2003
Title: Medical Device with
Porous Surface
Containing Bioerodable
Bioactive Composites
and Related Methods

Examiner:
Group Art Unit: 3731
Docket No.: 53233-00007 (formerly
51298-00007)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

More than two (2) years have passed since the filing of this application on **November 28, 2003**. No communication has been received from the Patent and Trademark Office indicating action on this application. More than ten (10) months have passed since the filing of a Petition to Make Special filed on **March 24, 2005**.

Applicant has not yet received notice of the acceptance or denial of the Petition to Make Special and has not yet received an Office Action on the merits in the two years since this application was filed.

Kindly advise the undersigned of the present status of this application by checking the appropriate box on the next page. A stamped return-addressed envelope is provided.

Respectfully submitted,

Date: 1/5/2006

Michelle Glasky

Michelle S. Glasky, Ph.D.
Registration No. 54,124

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Customer No. 45,200



STATUS INQUIRY REPLY

Application Serial No. **11/724,453** is currently

- Assigned to Group _____ and awaits:
 - Action by the Examiner
 - Applicant's response to the office action mailed _____
 - Expected date of First Action _____

Status of Petition to Make Special

- Granted
- Denied